

ATLANTA CITY COUNCIL

ACTION/MINUTES

FEBRUARY 20, 2012

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, February 20, 2012. The Meeting convened at 1:22 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER (S): The Honorable Council President Ceasar C. Mitchell presided. The Honorable Council President Pro Tempore Kwanza Hall presided a portion of the meeting.

Attendance:

The following (15) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable Felicia A. Moore
The Honorable Kwanza Hall * 2:08	The Honorable C. T. Martin
The Honorable Ivory Lee Young, Jr.	The Honorable Keisha Bottoms
The Honorable Cleta Winslow * 2:28	The Honorable Joyce M. Sheperd
The Honorable Natalyn Archibong * 2:28	The Honorable Michael J. Bond
The Honorable Alex Wan	The Honorable Aaron Watson
The Honorable Howard Shook	The Honorable H. Lamar Willis
The Honorable Yolanda Adrean	

***Arrival Time:** - indicates arrival after convening roll call.

INVOCATION: Rabbi Zalman Lipskier, Executive Director, Chabad House of Emory University, gave the invocation.

PLEDGE OF ALLEGIANCE: In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

REPORT OF THE JOURNAL: Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council and the Committee on Council that the **Action/Minutes** of the **February 06, 2012** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: A Motion was made to Adopt the Agenda. It was properly Seconded and **CARRIED** by a roll call vote of **11 yeas; 0 nays**.

EXECUTIVE SESSION: During this meeting, Councilmember Smith made a Motion to continue with the **Personal Papers** before entering Executive Session; however, withdrew her Motion. A Motion was then made to **Enter Executive Session** regarding potential litigation. It was Seconded by Councilmember Moore and **CARRIED** by a roll

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call vote of **11 yeas; 1 nay**. Upon completion of the discussion of potential litigation matters, A Motion was made to **Leave Executive Session**. It was properly Seconded and **CARRIED** by a roll call vote of **11 yeas; 0 nays**.

COMMUNICATIONS

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

- 12-C-0231 (1) A Communication from **Shirley Sorohan, Fund Administrator, Firefighters' Pension Fund, to Municipal Clerk Rhonda Dauphin Johnson**, submitting Kelen Evans as their representative to serve as a member of the Other Post Employment Benefits (OPEB) Task Force. **(Health Care Task Force).**
FILED WITHOUT OBJECTION
- 12-C-0271 (2) A Communication by **City Attorney Cathy Hampton, to Council President Ceasar C. Mitchell and Members of Council**, submitting Robin Shahr, Assistant City Attorney, to serve as the Law Department's representative as a member of Other Post Employment Benefits (OPEB) Task Force. **(Health Care Task Force).**
FILED WITHOUT OBJECTION
- 12-C-0272 (3) A Communication by **Councilmembers Cleta Winslow, District 4; Carla Smith, District 1; Kwanza Hall, District 2 and Ivory Lee Young, Jr., District 3** appointing James Bond to serve as a member of the People TV Board of Directors.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 12-C-0274 (4) A Communication by **Mayor Kasim Reed** appointing Michael A. Brown to serve as a member of the People TV Board of Directors. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

VETOED LEGISLATION

Council President Ceasar C. Mitchell Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Ceasar C. Mitchell Presided

UNFINISHED BUSINESS

NONE

CONSENT AGENDA SECTION I

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

There will be no separate discussion of these items. If discussion on any item is desired, the item will be removed from the Consent Agenda and will be considered separately - excerpt from 11.2, Consent Agenda; Rules for the Conduct of Business for the Council of the City of Atlanta.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **12 Yeas:** Councilmembers Smith, Hall, Young, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis: **0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

- 12-O-0112 (1) A **Substitute** Ordinance by **Community Development/Human Resources Committee** amending the 2012 (Intergovernmental Fund) Budget by adding to anticipations and appropriations program income in the amount of \$185,425.00 for the purpose of funding the Neighborhood Stabilization Program; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

- 12-O-0103 (2) Ordinance by **Public Safety and Legal Administration Committee** amending the 2012 (Intergovernmental Grant Fund) Budget, Department of Police by adding to anticipations and appropriations the amount of \$2,330.00 to a new total of \$5,635,764.00, due to modifications in grant funds from the White House Office of National Drug Control Policy ("ONDCP") for the continuation of the High Intensity Drug Trafficking Area ("HIDTA") Task Force and continued disruption of drug trafficking organizations; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

12-O-0104 (3) An Ordinance by **Transportation Committee** amending the FY 2012 [2004 Airport PFC Bond Fund (5508)] Budget by transferring to and from appropriations funds in the amount not to exceed \$42,500,000.00 to provide funding for expenditures to be transferred from the 2004 (Airport PFC Bond Fund F-K); and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-O-0105 (4) An Ordinance by **Transportation Committee** amending the FY 2012 [Airport Renewal & Extension Fund (5502)] Budget by transferring to and from appropriations funds in the amount of \$1,500,000.00 to provide funding for the Georgia International Convention Center ("GICC") Improvements Project at Hartsfield-Jackson Atlanta International Airport); and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

12-O-0093 (5) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2012 Budget by adding to anticipations and appropriations in the amount of \$6,188,872.00, to be used for the acquisition of equipment for various departments within the City of Atlanta pursuant to the 2008 Master Lease and Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc.; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-O-0094 (6) An Ordinance by **Finance/Executive Committee** to authorize the creation of new project numbers in the City's Oracle Financial System and the allocation of costs and budgets on completed projects; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-O-0098 (7) An Ordinance by **Finance/Executive Committee** amending the FY 2012 [Airport Renewal & Extension Fund (5502) and Passenger Facility Charge Fund (5505)] Budgets by transferring to and from anticipations and appropriations funds in the amount of \$7,000,000.00 to properly record grant funds associated with AIP #3-13-0008-73 for their intended purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-0100 (8) An Ordinance by **Finance/Executive Committee** amending the FY 2012 [Airport Renewal & Extension Fund (5502) and Facility Revenue Bond Sinking Fund (5513)] Budgets by transferring to and from anticipations and appropriations funds in the amount of \$8,375,119.00 to properly record grant funds (Project #3-13-0008-0074-2006) for their intended purposes, and authorizing the Chief Financial Officer to pay off the remaining Principal Balance of \$8,174,881.00 for the Series 2004E Passenger Facility Charge Bond and Subordinate Lien Revenue Bonds from available Debt Service Reserve Funds; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-0101 (9) An Ordinance by **Finance/Executive Committee** amending the Fiscal Year 2012 (Airport Revenue Fund) Budget in the amount of \$451,021.00 for the purpose of funding two (2) newly created positions in the Department of Aviation; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-0102 (10) An Ordinance by **Finance/Executive Committee** authorizing the Mayor or his designee to waive the requirements of the City Code Section 2-1541 (d) of the Procurement and Real Estate Code, to accept from the Atlanta Independent School System a/k/a Atlanta Public Schools ("APS") a Trail Easement of approximately 0.642 acre located on the Beecher Elementary School property for the purpose of creating a Multi-use Trail Spur which connects to the Southwest BeltLine Connector Trail; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-O-0153 (11) An Ordinance by **Finance/Executive Committee** amending the 2011 (Tree Trust Fund) Budget and authorizing the Mayor, on behalf of the City of Atlanta, to enter into an Agreement pursuant to City of Atlanta Code of Ordinances, Article X, Section 2-1191.1, Special Procurement with Trees Atlanta, Inc., for the planting and maintenance of trees in the City of Atlanta in an amount not to exceed \$297,810.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-0204 (12) An Ordinance by **Councilmember Yolanda Adrean as Substituted by Finance/Executive Committee** remitting \$10,000.00 from the District 8 Councilmember Expense Account to Livable Buckhead to assist with the 2012 Buckhead ECO Collection Event; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-0205 (13) An Ordinance by **Councilmember Yolanda Adrean as Substituted by Finance/Executive Committee** remitting \$10,000.00 from the District 8 Councilmember Expenses Account to Park Pride on behalf of the Loring Heights Neighborhood Association to assist in improvements to the Loring Heights Park; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-0207 (14) An Ordinance by **Councilmember C. T. Martin** to amend the FY 2012 (Department of Aviation Bond Funds) Budget, by authorizing the transfer of certain Debt Services Reserve Funds to the Airport Sinking Fund (5513); for the purpose of complying with the Debt Service Reserve requirements as specified in Ordinance 09-O-1100, the Thirteenth Supplemental Bond Ordinance of the City of Atlanta, adopted on July 6, 2009; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-O-0215 (15) An Ordinance by **Councilmember Howard Shook as Substituted by Finance/Executive Committee** remitting \$10,000.00 from the District 7 Councilmember Expense Account to Livable Buckhead to assist with the 2012 Buckhead ECO Collection Event; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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RESOLUTIONS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 12-R-0155 (1) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to enter into a Neighborhood Stabilization Program Contractual Agreement with Real Estate Alliance Partners Group, LLC for the redevelopment of abandoned and foreclosed homes and residential properties; in an amount not to exceed \$185,425.00 for a term of eighteen (18) months; all work to be charged to and paid from accounts listed below; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-R-0203 (2) A Resolution by **Councilmember Yolanda Adrean** to authorize the Office of Planning to recognize as one legal non-conforming lot of record property located at **985 Buckingham Circle**, improved with a single-family dwelling; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

MICHAEL J. BOND, CHAIR

- 12-R-0187 (3) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Donald Frank Smith v. Officer Johnny Leblanc, et al., Civil Action File Number 1:07-CV-00320-CC-AJB, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$15,000.00; authorizing payment of \$15,000.00 to be charged to and paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0201 (4) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Atlanta Police Department ("APD"), to execute temporary service contracts with up to twelve (12) Retired Atlanta Police Officers, to facilitate the transition of the Office of Code Enforcement into the Atlanta Police Department, for a period of up to eight (8) months, beginning no earlier than 1 March 2012 and ending no later than 31 October 2012, in an amount not to exceed a total of \$189,000.00; all costs to be charged to and paid from Account Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0202 (5) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Department of Police ("Department"), to execute temporary service contracts with up to (150) Retired City of Atlanta Police Officers, for enhanced security at Hartsfield-Jackson Atlanta International Airport ("Airport"), for a period of up to fifteen (15) months beginning no earlier than 1 March 2012 and ending no later than 31 May 2013, in an amount not to exceed a total of \$2,486,080.00; all costs to be charged to and paid from Account Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Cesar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

12-R-0195 (6) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Lease Agreement with Atlecon Fuel Corporation to provide for the lease of the International Fuel Farm and Distribution System at Hartsfield-Jackson Atlanta International Airport, and financing by the City of Atlanta for certain improvements to the City owned international fuel storage facilities for a cost not to exceed \$8,500,000.00; all services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-0197 (7) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Agreement with Allied Aviation Fueling of Atlanta, Inc., for Project Number FC-5303, Fuel Storage Facility and Fueling Facility Operation and Management, at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$407,823.00 for the remainder of Fiscal Year 2012. All services will be charged to and paid from the FDOA Numbers listed; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

12-R-0198 (8) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to §2-1601 et seq. of the City of Atlanta Code of Ordinances, with Technical Innovation, LLC utilizing COA-5689-PL, General Services Administration Contract Number GS-35F-0512T for the purchase of Maintenance and Support for the BARCO Video Wall and AV Equipment, in an amount not to exceed \$172,605.00 for three (3) years; all services to be charged to and paid from the FDOA Numbers listed; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-R-0199 (9) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement to be designated as Contract Number COA-5688-PL pursuant to Division 15, Section 2-1604 of the City of Atlanta Code of Ordinances, utilizing the United States General Services Administration Contract Number GS-35F-0240T with Symantec Corporation for the purchase of Netbackup Software Licenses, Maintenance and Support for one (1) year with three (3) one-year renewal options beginning March 27, 2012 in an amount not to exceed \$82,531.56 per year; all contracted work shall to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0213 (10) A Resolution by **Councilmember Howard Shook** authorizing the Mayor on behalf of the City of Atlanta to enter into a Contractual Agreement with Turnkey Solutions, LLC for FC-5207, 311 Call Center Evaluation, on behalf of the Offices of the Mayor; in an amount not to exceed \$251,470.00; with a Contract Term expiring on July 2, 2012; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0214 (11) A Resolution by **Councilmember Howard Shook** consenting to the expansion of the Buckhead Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act and based on the consent of the majority of the owners of real property within the expanded boundaries; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0220 (12) A Resolution by **Councilmembers Natalyn M. Archibong and C. T. Martin** requesting the Mayor or his designee to look at increasing City Retirees Life Insurance from \$5,000.00 to \$10,000.00 or \$20,000.00 so that City retirees' families are able to provide a quality funeral for their loved ones; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

12-R-0191 (13) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Amendment No. 1 to add additional funding for Year Two (2) of the initial term to FC-5035C, Annual Contract for the Disposal of Municipal Solid Waste, with Advanced Disposal Services of Atlanta, LLC, on behalf of Department of Watershed Management, in an amount not to exceed \$500,000.00; all contracted work shall be charged to and paid from the listed Fund Department, Organization and Account Numbers; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-0193 (14) A Resolution by **City Utilities Committee** authorizing the Mayor to appropriate additional funds for Year Three (3) of FC-4737, Operations, Maintenance and Training for the Hemphill Steam Pumping Station with DPS Infrastructure Monitoring Systems, Inc., in an amount not to exceed \$260,000.00 on behalf of the Department of Watershed Management; all contracted work shall be charged to and paid from the listed Fund Department, Organization and Account Numbers; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

MICHAEL J. BOND, CHAIR

Claims with favorable recommendations:

12-R-0161 (1) Claim of **Travis Harris (APD/02)**, for property damages and bodily injuries alleged to have been sustained from an automobile accident on November 24, 2011 at West Peachtree Street and North Avenue. **\$6,406.27**

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-0162 (2) Claim of **Sherry Harris, through her attorney, Lipman & Drew (DPW/10)**, for bodily injuries alleged to have been sustained from an automobile accident on August 24, 2011 at Martin Luther King, Jr. Drive and I-285 Northbound Exit Ramp. **\$6,000.00**

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with favorable recommendations: (cont'd)

- 12-R-0163 (3) Claim of **Progressive Insurance Company, as subrogee of Zuri Morrison (DPRCA/03)**, for damages alleged to have been sustained as a result of debris falling from the vehicle on June 16, 2011 at 825 Donald Lee Hollowell Parkway. **\$4,250.66**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0164 (4) Claim of **Latorche Adams, through her attorney, R. Shane Smith (APD/01)**, for bodily injuries alleged to have been sustained as a result of a vehicular accident on July 7, 2011 at Cherokee Avenue at Augusta Avenue. **\$3,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0165 (5) Claim of **Sherdarian Varner, through his attorney, Joel Roth (DWM/02)**, for damages alleged to have been sustained as a result of walking on an uncovered water meter box on March 8, 2011 at 460 North Avenue. **\$3,300.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0166 (6) Claim of **Jenna Saunders (AFR/06)**, for property damages alleged to have been sustained from an automobile accident on April 11, 2011 at 1288 DeKalb Avenue. **\$3,209.86**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0167 (7) Claim of **Beverly Harris (DWM/11)**, for bodily injuries alleged to have been sustained after stepping into an uncovered water meter box on October 24, 2011 at 2792 Grand Avenue. **\$3,200.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0168 (8) Claim of **Juarez Harris (a minor), through his attorney, Lipman & Drew (DPW/10)**, for bodily injuries alleged to have been sustained from an automobile accident August 24, 2011 at Martin Luther King, Jr. Drive and I-285 Northbound Exit Ramp. **\$2,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with favorable recommendations: (cont'd)

- 12-R-0169 (9) Claim of **Norman S. Fiddmont (DPW/04)**, for property damages alleged to have been sustained from an automobile accident on October 18, 2011 at Rawson Street and Pryor Street. **\$2,240.87**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0170 (10) Claim of **Michael Karam (DWM/02)**, for vehicle damages alleged to have been sustained as a result of driving over an unsecured construction cut on June 15, 2011 at 880 West Peachtree Street. **\$1,348.33**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0171 (11) Claim of **Cheryl Brassell (DWM/03)**, for damages alleged to have been sustained as a result of a gate arm malfunction on June 23, 2011 at 651 14th Street. **\$1,076.60**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0172 (12) Claim of **Alberta Cunningham (DPW/10)**, for property damages alleged to have been sustained after a City truck became disable on July 15, 2010 at 3421 Lynfield Drive. **\$900.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0173 (13) Claim of **Abdu Adem (DWM/01)**, for property damages alleged to have been sustained from an automobile accident on July 5, 2011 at 519 Memorial Drive. **\$922.36**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0174 (14) Claim of **Valencia Allen (DPW/11)**, for property damages alleged to have been sustained from a pothole on October 11, 2011 at 2999 Stone Hogan Connector Road. **\$815.98**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

Claims with favorable recommendations: (cont'd)

- 12-R-0175 (15) Claim of **Larry B. Hazel (APD/04)**, for property damages alleged to have been sustained from an automobile accident on September 18, 2011 at 545 Lee Street. **\$551.94**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Claims with unfavorable recommendations:

- 12-R-0176 (16) Claim of **Curtis Thomas, through his attorney, Jonathan Melnick (NA/09)**, for property damages alleged to have been sustained as a result of driving over an unsecured construction cut on June 27, 2011 at Bolton Road at Marietta Boulevard.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0177 (17) Claim of **Curtis Thomas, through his attorney, Jonathan Melnick (NA/09)**, for bodily injuries alleged to have been sustained as a result of driving over an unsecured construction cut on June 27, 2011 at Bolton Road at Marietta Boulevard.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0178 (18) Claim of **State Farm Insurance Companies, as subrogee of Wade F. Anderson (NA/09)**, for vehicular damages alleged to have been sustained from driving over a metal plate on June 27, 2011 at Bolton Road at Marietta Boulevard.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0179 (19) Claim of **Dorribion Fleetwood (a minor), through his attorney, Neil W. Putnam, Esq. (APD/02)**, for bodily injuries alleged to have been sustained as the result of an auto accident on July 6, 2011 at 130 Peachtree Street.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0180 (20) Claim of **Britney Bradley, through her attorney, Jonathan P. Schopp, Foy & Associates, P. C. (APD/03)**, for damages alleged to have been sustained from an automobile accident on December 21, 2009 at 2655 Donald Lee Hollowell Parkway, NW.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0181 (21) Claim of **Christine Brown, through her attorney, Keith Foster, Esq., The Foster Firm, LLC (APD/03)**, for damages alleged to have been sustained as the result of an automobile accident on July 7, 2011 at 1724 Donald Lee Hollowell Parkway.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0182 (22) Claim of **GEICO, as subrogee of Vernard Bass (APD/03)**, for property damages alleged to have been sustained as the result of an automobile accident on July 7, 2011 at 1724 Donald Lee Hollowell Parkway.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0183 (23) Claim of **Vernard Bass, through his attorney, Gilbert M. Taylor, LLC (APD/03)**, for bodily injuries alleged to have been sustained as the result of an automobile accident on July 7, 2011 at 1724 Donald Lee Hollowell Parkway.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0184 (24) Claim of **Felicia Anderson, through her attorney, Albert Wan, Attorney at Law (APD/10)**, for damages alleged to have been sustained from an arrest incident on October 14, 2009 at 1620 Westwood Avenue.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 12-R-0185 (25) Claim of **Berneva Crowe, through her attorney, Jonathan Schopp (DWM/NA)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter on April 18, 2010 at an undisclosed location.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-0186 (26) Claim of **Reginald E. Boone (DPRCA/11)**, for damages alleged to have been sustained as the result of a tree removal due to a tree inspection on July 22, 2011 at 2337 Venetian Drive.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

CONSENT AGENDA SECTION II

Council President Pro Tempore Kwanza Hall Presided

CONSENT AGENDA

SECTION II

ORDINANCES FOR FIRST READING

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

All items on Consent Agenda Section II (01 through 05 as follows) were Referred to the appropriate committees as a collective vote.

Yeas: Smith, Hall, Young, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis

Nays: None

12-O-0194 (1) An Ordinance by **Community Development/Human Resources Committee** to incorporate the City of Atlanta's 2012 Annual Action Plan for the 2010-2014 Consolidated Plan into the 2011 Comprehensive Development Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

FINANCE/EXECUTIVE COMMITTEE
FELICIA A. MOORE, CHAIR

12-O-0200 (2) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to remit funds collected from the Hotel/Motel Tax in an amount not to exceed \$100,000.00 to be used to fund the Atlanta Jazz Festival; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE
NATALYN M. ARCHIBONG, CHAIR

12-O-0188 (3) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2012 (Water and Wastewater Renewal and Extension Fund – 5052) Budget in the amount of \$7,200,000.00; to transfer funds from the Water and Wastewater Renewal and Extension Fund (5052) for Appropriations and add to appropriations for Water Main Replacement Projects; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

- 12-O-0189 (4) An Ordinance by **City Utilities Committee** authorizing the City of Atlanta to anticipate funds for the Care and Conserve Program, on behalf of the Department of Watershed Management, in an amount of \$120,000.00 per year; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-0190 (5) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2012 Budget 2004 [Water and Wastewater Bond Fund (5058)] in the amount of \$6,416,000.00; to transfer funds from the Capital Projects Reserve for Appropriations and add to appropriations for Land and Easement Support Services and the Water Resource Management Plan; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
JOYCE SHEPERD, CHAIR

Attendance at the February 14, 2012 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Shook and Winslow

Absent: Councilmembers Hall and Young

The Standing Committee of Community Development/Human Resources did not have a report.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)
MICHAEL J. BOND, CHAIR

Attendance at the February 14, 2012 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Bond (Chair), Martin, Wan, Willis, Sheperd and Winslow

Absent: Councilmember Young

The Standing Committee of Public Safety and Legal Administration did not have a report.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)
ALEX WAN, CHAIR

Attendance at the February 15, 2012 meeting of the Zoning Committee was as follows:

Present: Councilmembers Wan (Chair), Shook, Willis, Watson and Bottoms

Absent: Councilmembers Smith and Young

Ordinances For First Reading (01 through 04 as follows) were Referred to the appropriate committees as a collective vote.

Yeas: Smith, Hall, Young, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond and Willis

Nays: None

ORDINANCES FOR FIRST READING

12-O-0225 (1) An Ordinance by **Zoning Committee** to grant a certificate
MRPA-11-01 under the provisions of the Metropolitan River Protection Act for a new single-family home, located at **1999 West Paces Ferry Road, NW**, 2.15 acres in Land Lot 234, 17th District, Fulton County, Georgia. **(Advertised for a Public Hearing 2/29/12)**

Owner: Paul and Shelley Marshall
Applicant: Tony Reaves
NPU-A Council District 8

REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

12-O-0226 (2) An Ordinance by **Zoning Committee** to grant a certificate
MRPA-12-01 under the provisions of the Metropolitan River Protection Act for a new single-family home, located at **1865 River Forest Road, NW**, 2.18 acres in Land Lot 235, 17th District, Fulton County, Georgia. **(Advertised for a Public Hearing 2/29/12)**

Owner: Fred and Susan Saint
Applicant: John Segrest
NPU-A Council District 8

REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)
ALEX WAN, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

12-O-0227 (3) An Ordinance by **Zoning Committee** to amend Special Use
U-12-02/ Permit (02-O-0819 and U-02-08) adopted by the City
U-02-08 Council on June 3, 2002 and approved by the Mayor on June 10,
2002 for a Community Service Facility. Property is located at
2606 Alston Drive, SE and fronts approximately 104.40 feet on
the north side of Alston Drive beginning at the northeast corner of
Green Avenue.

Depth: Approximately 213.10 Feet
Area: Approximately 22,247 Square Feet
Land Lot: 181, 15th District, DeKalb County, Georgia
Owner: East Lake Holdings, Incorporated
Applicant: East Lake Foundation, Incorporated by Jarrod
F. Loadholt, Esq.
NPU-O Council District 5

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

12-O-0228 (4) An Ordinance by **Zoning Committee** to amend the 1982
Z-12-02 Zoning Ordinance of the City of Atlanta by replacing Chapter 18L.
SPI-12 Buckhead/Lenox Stations Special Public Interest District
with a new Chapter entitled 18L. SPI-12 Buckhead/Lenox
Stations Special Public Interest District; to delete Chapter 18S.
Buckhead Peachtree Corridor Special Public Interest District
Regulations; to amend the Official Zoning Map by supplanting
existing various zoning districts with said SPI-12 Buckhead/Lenox
Stations Special Public Interest District Map; to amend Chapter
28A.010 by replacing Subsection (13) with a new Subsection (13)
Buckhead/Lenox Stations Special Public Interest Sign
Regulations; to delete Subsection (45) of Chapter 28A.010
Buckhead Peachtree Corridor District; and for other purposes.
**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the February 15, 2012 meeting of the Transportation Committee was as follows:

Present: Councilmembers Martin (Chair), Moore, Adrean, Smith, Bottoms and Bond

Absent: Councilmember Archibong

The Standing Committee of Transportation did not have a report.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (1)
FELICIA A. MOORE, CHAIR

Attendance at the February 15, 2012 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Moore (Chair), Shook, Adrean, Martin, Watson and Bond

Absent: Councilmember Hall

ORDINANCES FOR SECOND READING

11-O-1772 (1) An Ordinance and Charter Amendment by **Councilmember Yolanda Adrean as Substituted (#2) by Finance/Executive Committee** to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article II (Legislative), Chapter 6 (City Internal Auditor), to amend Section 2-604(c) so as to define the roles and responsibilities of the Audit Committee in the Selection Process of the City's External Auditor; and for other purposes. **(3RD READING, 2ND ADOPTION)**

Chairperson Moore sounded the caption to 11-O-1772 and stated the committee recommendation was Favorable on Substitute for 3rd reading, 2nd Adoption. A discussion ensued, during which, Chairperson Moore made a Substitute Motion to Refer the ordinance back to the Finance/Executive Committee. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays.

Yeas: Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bond and Watson

Nays: None

REFERRED SUBSTITUTE TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (2)
FELICIA A. MOORE, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

Ordinances (02 through 04 as follows) were taken as a collective vote.

Chairperson Moore sounded the caption to ordinances 12-O-0209; 12-O-0210 and 12-O-0211 and stated the recommendation from committee for ordinances 12-O-0209 and 12-O-0210 was Favorable on Substitute and 12-O-0211 was forward from committee Favorable on Substitute as Amended. An extensive discussion ensued. After which the Motion to Adopt on Substitute CARRIED by a roll call vote of 11 yeas; 3 nays.

Yeas: Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Martin, Bottoms, Watson and Willis

Nays: Wan, Moore and Bond

12-O-0209 (2) An Ordinance by **Councilmember C. T. Martin as Substituted by Finance/Executive Committee** to amend Chapter 114 Personnel, Article "IV" Classification Plan of the Code Ordinances, so as to bring certain employees to the minimum salary of their assigned pay grade in the redesigned Pay and Classification Schedule as recommended in the Pay and Salary Study conducted by AON Consulting, Inc.; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; 3 NAYS

12-O-0210 (3) An Ordinance by **Councilmember C. T. Martin as Substituted by Finance/Executive Committee** to amend Chapter 114 Personnel, Article "IV" Classification Plan of the Code Ordinances, so as to implement the restructured pay grades and titles of classifications by reducing the number of pay grades in the City of Atlanta as recommended in the Pay and Salary Study conducted by AON Consulting, Inc.; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; 3 NAYS

12-O-0211 (4) An Ordinance by **Councilmember C. T. Martin as Substituted and Amended by Finance/Executive Committee** to amend Chapter 114 Personnel, Article "IV" Classification Plan of the Code Ordinances, so as to implement the redesign of the Pay and Classification Schedule as recommended in the Pay and Salary Study conducted by AON Consulting, Inc.; and for other purposes.
ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; 3 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (3)
FELICIA A. MOORE, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0212 (5) An Ordinance by **Councilmember C. T. Martin as Amended by Finance/Executive Committee** to reconstitute the Compensation Committee as Section 114-120 of the Atlanta City Code of Ordinances and amend Section 114-125, New Appointments and Starting Rates of the Code of Ordinance; and for other purposes.

Yeas: **Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Bond, Watson and Willis**

Nays: **Moore**

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;
1 NAY

RESOLUTIONS

11-R-1819 (1) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor, on behalf of the Department of Fire Rescue Airport Division, to enter into Contract Amendment Number One with Northrop Grumman Systems Corporation for the purpose of increasing the dollar amount of Contract Number FC-5137 by adding \$80,671.00 for a revised amount not to exceed \$2,074,099.00 for the purpose of enhancing the equipment and software for the Mobile Data Computer System at Hartsfield-Jackson Atlanta International Airport (HJAIA); and for other purposes.

Yeas: **Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bond, Watson and Willis**

Nays: **None**

FILED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS; 0
NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (4)
FELICIA A. MOORE, CHAIR

RESOLUTIONS (CONT'D)

12-R-0208 (2) A Resolution by **Councilmember C. T. Martin** authorizing an Amendment to the Agreement with Inland Waters Pollution Control, Inc. for FC-4760 South River Basin Pipe-Bursting on behalf of the Department of Watershed Management to increase the Contract amount in an amount not to exceed \$1,702,174.65 for the purpose of completing certain utility relocation work needed for the Atlanta Streetcar Project; all contracted work shall be paid from and charged to the FDOA and PTAE0 Numbers listed; and for other purposes.

Yeas: **Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Martin, Bottoms, Bond and Watson**

Nays: **Archibong and Moore**

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 2 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (5)
FELICIA A. MOORE, CHAIR

RESOLUTIONS (CONT'D)

12-R-0230 (3) A Resolution by **Finance/Executive Committee** requesting that the Mayor takes into consideration and funds priorities that the Atlanta City Council recommends being included in the 2013 Budget; and for other purposes.

Chairperson Moore sounded the caption to resolution 12-R-0230 and stated the item was forwarded from committee with No Recommendation. Ms. Moore then made a Motion to bring forth a Substitute. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays. The Substitute was before Council. Following, Ms. Moore offered Amendment #1 to change 2012 to 2013 wherever it appears in the legislation, and change ADA to Invest Atlanta. It was properly Seconded and Moore Amendment #1 CARRIED by a roll call vote of 14 yeas; 0 nays. A discussion ensued, in which, Council deferred the resolution to later during the meeting. Returning back to 12-R-0230, Councilmember Adrean offered Amendment #2 under the Quality of Life section: add investment in code enforcement and; add IT Services: invest in IT Staffing, Investment in back up/disaster recovery technology. It was Seconded by Councilmember Wan and CARRIED by a roll call vote of 13 yeas; 0 nays. Councilmember Wan was recognized and offered Amendment #3 to amend the description under "City Council Operations" to read: add resources to the Council operations (staffing, technology and facilities). It was Seconded by Councilmember Bond and CARRIED by a roll call vote of 12 yeas; 0 nays. After which, Councilmember Moore made a Motion to Adopt on Substitute as Amended. Without Objection, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

Yeas: Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis

Nays: None

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)
YOLANDA ADREAN, CHAIR

Attendance at the February 20, 2012 meeting of the Committee on Council was as follows:

Present: Councilmembers Adrean (Chair), Moore, Sheperd, Archibong, Winslow, Bottoms and Hall

Absent: None

The Standing Committee of Committee on Council did not have a report.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the February 14, 2012 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Martin, Adrean, Watson and Smith

Absent: Councilmember Willis

RESOLUTION

12-R-0192 (1) A Resolution by **City Utilities Committee** authorizing the Mayor to issue a Task Order to Arcadis/Brindley, Pieters and Associates, Inc., a Joint Venture, for FC-4906A, City-Wide Annual Contract for Architectural and Engineering Services for Sandy Creek Outfall Replacement Construction Management Support Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$204,570.00; all work will be charged to and paid from the listed Fund Department, Organization and Account Numbers and PTAE0 Numbers; and for other purposes.

Note: Councilmember Adrean state for the record her abstention to resolution 12-R-0192 was due to a potential conflict of interest (family member works for Arcadis).

Yeas: Smith, Hall, Young, Archibong, Wan, Shook, Moore, Martin, Bottoms, Bond, Watson and Willis

Nays: None

Abstention: Adrean

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS; 1 ABSTENTION

PERSONAL PAPERS

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS

RESOLUTION/ADOPTED

12-R-0275 (1) A Resolution by **Councilmember Carla Smith** to support Jerusalem House, Inc. in the Home Depot Foundation's Aprons in Action Facebook contest finale.

Councilmember Smith made a Motion to Adopt resolution 12-R-0275. It was Seconded by Councilmember Moore and CARRIED by a roll call vote of 11 yeas; 0 nays; 1 abstention.

Note: Councilmember Wan stated for the record his abstention to resolution 12-R-0275 was due to a potential conflict of interest (he works at the Jerusalem House).

Yeas: Smith, Hall, Winslow, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis

Nays: None

Abstention: Wan

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS; 1 ABSTENTION

ORDINANCES/REFERRED

12-O-0273 (1) An Ordinance by **Councilmember Carla Smith** to amend the 2001 City of Atlanta Precincts and Polling Places in Precincts 01D, 01E, 04M, 09B, 10D and 12T as a result of permanent relocations due to closing of facilities or completed renovations; updated precinct polling place name and address changes; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

12-O-0278 (2) An Ordinance by **Councilmember Michael J. Bond** to amend the City of Atlanta Code of Ordinances Chapter 30, (Businesses), Article XXIV, (Vending on Private Property), Division 2 (Permits), Section 30-1485 (Term of Renewal of Permits), so as to allow private property vendors to vend at one location in excess of two years by applying again for a initial vending permit rather than a renewal permit; to waive conflicting ordinances; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 12-O-0279 (3) An Ordinance by **Councilmember Michael J. Bond** to amend Section 114-236 of the Code of Ordinances of the City of Atlanta, Georgia (entitled "Minimum Qualifications to Compete") so as to include lieutenants in the Department of Corrections and to delete sergeants in the Department of Corrections and as obsolete; to waive conflicting ordinances; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 12-O-0283 (4) An Ordinance by **Councilmember Clela Winslow** to renew and re-designate the Drug Free Commercial Zone located in the Pittsburgh Community and designated as "Zone III, McDaniel;" and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 12-O-0284 (5) An Ordinance by **Councilmember Clela Winslow** to transfer \$80,232.00 (Eighty Thousand Two Hundred Thirty Two Dollars) from the Fire Impact Fee Fund Account to a specific project center designated account in the Department of Fire and Rescue for the purpose of providing needed funding for the assessment, reassessment and renovation of Fire Station #7; to waive conflicting ordinances; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED

- 12-R-0276 (1) A Resolution by **Councilmembers Keisha Bottoms and C. T. Martin** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement to be designated as COA-5772-PL pursuant to Section 2-1601 Et. Seq. of the City of Atlanta Code of Ordinances, utilizing the State of California's fast open contracts utilization services contract Number 2009177 with AT&T Communication Systems Southeast D/B/A AT&T Datacom for the purchase of an interactive voice response system which includes hardware, software, professional services and one (1) year of support with three (3) one-year renewal options on behalf of the Department of Information Technology in an amount not to exceed One Hundred Seventy-Five Thousand, Five Hundred Ten Dollars and One Cent (\$175,510.01); all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 3136 (Project Budget) 190101 (Municipal Court Operations) 2650000 (Municipal Courts) 5999999 (Projects and Grants Budget Summary); and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 12-R-0277 (2) A Resolution by **Councilmember Michael J. Bond** authorizing the Mayor to enter into a lease agreement with the Tenet Health System GB, Inc., DBA Atlanta Medical Center on behalf of the Atlanta Police Department, for the rental of 1065 square feet of office space located at **340 Boulevard, N.E.**, Atlanta, Georgia, for a Department of Police zone Six Mini-Precinct from the period of ____ 2012 through ____ 20__, at a rental rate of \$0 per year; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 12-R-0280 (3) A Resolution by **Councilmember Felicia A. Moore** authorizing the Municipal Clerk to place a public advertisement in a newspaper of general circulation, depicting the tax digest millage rate, tax levy and other information required pursuant to Sections 48-5-32 and 48-5-32.1 of the Official Code of Georgia Annotated; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Kwanza Hall Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

- 12-R-0281 (4) A Resolution by **Councilmember Cleta Winslow** authorizing the Atlanta Development Authority doing business as Invest Atlanta, on behalf of the City of Atlanta, to apply to the Georgia Department of Community Affairs (DCA) for designation of various parcels within the City as the “White/Lee Street Opportunity Zone” pursuant to the Stat of Georgia’s Opportunity Zone Tax Credit Program.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

- 12-R-0282 (5) A Resolution by **Councilmember Cleta M. Winslow** authorizing the Mayor to apply for and accept a subgrant from the Governor’s Office for Children and Families in an amount not to exceed \$75,000 to be matched in an amount not to exceed \$8,333 to fund a juvenile offender re-entry program designed to reduce recidivism rates among juvenile offenders by providing juvenile offenders with education and character development programs designed to give young offenders an opportunity to complete their education and become fit to compete in the workplace; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Pro Tempore Kwanza Hall Presided

ADJOURNMENT

There being no further business to discuss, the February 20, 2012 meeting of the Atlanta City Council was adjourned at 5:32 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (E); Councilmembers Smith, Hall, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis (12); Councilmember Sheperd - early departure with Council President's acknowledgement (1); the attendance of Councilmembers Young and Archibong was not signified upon the adjourning roll call (2).